

1 THE HONORABLE JOHN C. COUGHENOUR
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 LYNN DALE HOVER AND MILA JEAN
11 HOVER,

Plaintiffs,

v.

12 SEATTLE FIRST NATIONAL BANK, *et*
13 *al.*,

Defendants.

CASE NO. C18-0022-JCC

ORDER

16 This matter comes before the Court on Plaintiffs' objections and motion to alter/amend
17 the Court's order of dismissal (Dkt. No. 27). Having thoroughly considered the briefing and the
18 relevant record, the Court finds oral argument unnecessary and hereby DENIES the motion for
19 the reasons explained herein.

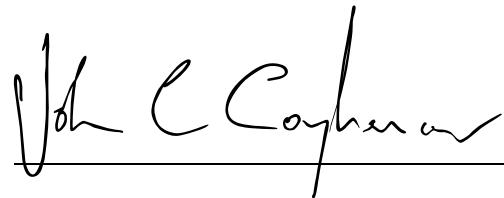
20 On April 6, 2018, the Court granted Defendants Nationstar Mortgage, LLC's
21 ("Nationstar"), Mortgage Electronic Registration Systems, Inc. ("MERS"), and Federal National
22 Mortgage Association's ("Fannie Mae") motion to dismiss. (Dkt. No. 26.) Plaintiffs' filed the
23 present motion on May 2, 2018, objecting to the Court's ruling pursuant to Federal Rule of Civil
24 Procedure 46 and moving to amend judgment pursuant to Rule 59(e). (Dkt. No. 27 at 3.) Rule
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1 59(e) provides no recourse to Plaintiffs, as no judgment has issued in this matter.¹ The Court
2 construes Plaintiffs' objections under Rule 46 as a motion for reconsideration. Such motions are
3 disfavored and must be filed within 14 days of the posting of an order. *See* W.D. Wash. Local
4 Civ. R. 7(h). Plaintiffs filed their objections 28 days after the posting of the Court's order of
5 dismissal. The motion is therefore untimely.²

6 For the foregoing reasons, Plaintiffs' motion to alter or amend the Court's order of
7 dismissal (Dkt. No. 27) is DENIED.

8 DATED this 4th day of June 2018.

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John C. Coughenour
UNITED STATES DISTRICT JUDGE

¹ The challenged order dismissed claims against only three of seven named defendants. (Dkt. No. 26.)

² Plaintiffs' motion also fails on the merits. They establish no manifest error of law, new evidence, manifest injustice, or change in the law that could support amendment or reconsideration of the Court's decision. *See Allstate Ins. Co. v. Herron*, 634 F.3d 1101, 1111 (9th Cir. 2011) (stating standard for Rule 59(e) motion); W.D. Wash. Local Civ. R. 7(h)(1).